



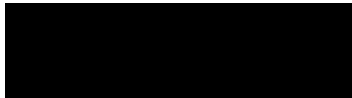
U.S. Citizenship
and Immigration
Services

C1



FILE: EAC 01 176 55108 Office: VERMONT SERVICE CENTER Date:

IN RE: Petitioner:
Beneficiary:



AUG 1 2004

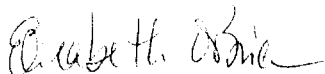
PETITION: Petition for Special Immigrant Religious Worker Pursuant to Section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), as described at Section 101(a)(27)(C) of the Act, 8 U.S.C. § 1101(a)(27)(C)

ON BEHALF OF PETITIONER:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.


Robert P. Wiemann, Director
Administrative Appeals Office

RECEIVED

Administrative Appeals Office
U.S. Citizenship and Immigration Services
Department of Homeland Security

DISCUSSION: The immigrant visa petition was denied by the Director, Vermont Service Center. In a decision dated September 4, 2003, the Administrative Appeals Office (AAO) withdrew the director's decision and remanded the case to the director. On September 18, 2003, the petitioner filed a motion to reconsider with the Administrative Appeals Office (AAO). The motion will be rejected.

The petitioner is a religious organization. It seeks classification of the beneficiary as a special immigrant religious worker pursuant to section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), in order to employ him as an Islamic teacher.

The petitioner now files a motion to reconsider the AAO's decision dated September 4, 2003 and submits additional evidence.

The instant motion must be rejected because the AAO lacks jurisdiction to consider the motion in the absence of a director's decision. Any additional evidence should have been submitted to the director in response to the director's request for evidence dated January 4, 2004.

ORDER: The motion is rejected.